

031004  
16138 U.S.PTO

PTO/SB/05 (11-00)

Approved for use through 07/31/06. OMB 0651-0032  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>		<i>Attorney Docket No.</i>	03968-P0001D
		<i>First Inventor</i>	David Kirchhoff, et al.
		<i>Title</i>	Weight Control System Having Varying Meal
		<i>Express Mail Label No.</i>	EL 889893618 US

<b>APPLICATION ELEMENTS</b> <small>See MPEP chapter 600 concerning utility patent application contents</small>		<i>ADDRESS TO:</i>	Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22314-1450
1. <input checked="" type="checkbox"/>	Fee Transmittal Form (e.g., PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i>	7. <input type="checkbox"/>	CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
2. <input checked="" type="checkbox"/>	Applicant claims small entity status See 37 CFR 1.27.	8. Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i>	a. <input type="checkbox"/> Computer Readable Form (CRF)
3. <input checked="" type="checkbox"/>	Specification [Total Pages 71] <i>(preferred arrangement set forth below)</i>	b.: Specification Sequence Listing on:	i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper
	- Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings ( <i>if filed</i> ) - Detailed Description - Claims(s) - Abstract of the Disclosure	c. <input type="checkbox"/> Statement verifying identity of above copies	
4. <input checked="" type="checkbox"/>	Drawings(s) (35 USC 113) [Total Sheets 28]	ACCOMPANYING APPLICATION PARTS	
5. Oath or Declaration	[Total Sheets 12]	9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))	37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Attorney
a. <input type="checkbox"/> Newly executed (original or copy)		10. <input type="checkbox"/> English Translation Document ( <i>if applicable</i> )	Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations
b. <input checked="" type="checkbox"/> Copy from prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 18 completed)</i>	i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).	13. <input type="checkbox"/> Preliminary Amendment	14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i>
6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76		15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i>	16. <input type="checkbox"/> Nonpublication Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 of its equivalent.
17. <input type="checkbox"/> Other.....			

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

Continuation  Divisional  Continuation-in-part (CIP) of prior application No.: 10/355,425 Filed 1/31/2003

Prior application information: Examiner Group/Art Unit:

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

#### 18. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number:	24126		OR <input checked="" type="checkbox"/> Correspondence address below		
Name	Wesley W. Whitmyer, Jr.				
Address	St. Onge Steward Johnston & Reens LLC 986 Bedford Street				
City	Stamford	State	CT	Zip Code	06905-5619
Country	United States	Telephone	203 324-6155	Fax	203 327-1096
Name (Print/Type)	Todd M. Oberdick	Registration No. (Attorney/Agent)			44,268
Signature	<i>Todd M. Oberdick</i>			Date	3/10/04

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 122 ND 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, Patent and Trademark Office, Washington, DC 20231-1450.

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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 2018.00)

## Complete if Known

Application No.	- Pending
Filing Date	March 10, 2004
First Named Inventor	David Kirchhoff, et al.
Examiner Name	

<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27	Art Unit
TOTAL AMOUNT OF PAYMENT (\$ 2018.00)	Attorney Docket Number 03968-P0001D WWW/TMO

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money  Other  None  
 Deposit Account: order

Deposit Account 19-4516

Deposit Account Name St.Onge Steward Johnston &amp; Reens LLC

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fees(s) during the pendency of this application  
 Charge fees(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

## 1. BASIC FILING FEE

## Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1101	770	2001	385	Utility filing fee	770.00
1002	340	2202	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1) (\$)				770.00	

## 2. EXTRA CLAIMS FEES FOR UTILITY AND REISSUE

Total Claims	-20**	Extra Claims	Fee from below	Fee Paid
Independent Claims	6	3	X 86.00	= 258.00
Multiple Dependent				

## Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee Code	Fee Description
1201	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claims, if not paid
1204	86	2204	43	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 over original patent
SUBTOTAL (2) (\$)				1248.00

\*\* or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65
1052	50	2052	25
1053	130	1053	130
1812	2,520	1812	2,520
1804	920*	1804	920*
1805	1,840*	1805	1,840*
1251	110	2251	55
1252	40	2252	210
1253	950	2253	475
1254	1,450	2254	725
1255	1,970	2255	985
1401	330	2401	165
1402	330	2402	165
1403	290	2403	145
1451	1,510	1451	1,510
1452	110	2452	55
1453	1,330	2453	665
1501	1,330	2501	665
1502	480	2502	240
1503	640	2503	320
1460	130	1460	130
1807	50	1807	50
1806	180	1806	180
8021	40	8021	40
1809	770	2809	385
1810	770	2810	385
1801	770	2801	385
1802	900	1802	900
Other fee (specify)			
*Reduced by Basic Filing Fee Paid			
SUBTOTAL (3) (\$)			0.00

SUBMITTED BY St.Onge Steward Johnston &amp; Reens LLC

Complete (if applicable)

Name (Print/Type)	Todd M. Oberdick	Registration No (Attorney/Agent)	44,268	Telephone	203 324-6155
Signature			Date	3/10/2004	

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PATENT  
03968-P0001D WWW/TMO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	David Kirchhoff, et al.
Serial No. - Pending	March 1, 2004
Title of Application:	Weight Control System Having Varying Meal Plans And Meal Planning Schemes

Mail Stop Patent Application  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

Cover Sheet For Twenty Eight Sheets Of Drawings

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